ESTTA Tracking number:

ESTTA326618 01/13/2010

Filing date:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91191478
Party	Plaintiff Nuplex Resins B.V.
Correspondence Address	Thomas E. Zutic DLA Piper LLP (US) 500 8th St NW Washington, DC 20004 UNITED STATES Ann.Ford@dlapiper.com, Thomas.Zutic@dlapiper.com, John.Nading@dlapiper.com, David.Huff@dlapiper.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	Thomas E. Zutic
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Signature	/Thomas E. Zutic/
Date	01/13/2010
Attachments	Consented Motion to Extend Disc-Test Periods for 30 Days - SETAC.pdf (3 pages)(451775 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Application Serial No. 77/633,410 Filing Date: December 15, 2008 Mark: SETAC Published for Opposition: April 14, 2009		
NUPLEX RESINS B.V., Opposer,)))	
v.) Opposition No. 9119147	8
SETAC CORPORATION,)	
Applicant.))	

CONSENTED MOTION TO EXTEND DISCOVERY/TESTIMONY PERIODS FOR THIRTY DAYS

Commissioner for Trademarks P.O. Box 1451 Alexandria, VA 22313-1451

In the matter of Trademark

Opposer Nuplex Resins B.V. (hereinafter "Opposer"), by and through undersigned counsel, together with Applicant Setac Corporation (hereinafter "Applicant"), submit this Consented Motion to Extend Discovery/Testimony Periods for Thirty Days with the Trademark Trial and Appeal Board ("Board"). The specific grounds for this request are that the Parties are actively engaged in settlement negotiations and require additional time to attempt to reach an amicable resolution of this Proceeding.

On January 12, 2010, Opposer secured the express consent of Applicant, as confirmed by his attorney Daniel C. Hughes, to this Motion and for the extension requested herein.

The Parties respectfully submit that this Motion is not made for the purpose of unduly delaying proceedings before the Board.

WHEREFORE, in light of the foregoing, the Parties request that further appropriate action be taken in this proceeding, including the granting of an extension of the Discovery/Testimony periods. This request, if granted, would be a savings of time and expense both for the Parties and the Board. As such, the Parties believe that good cause has been shown to support this request.

Dated: January 13, 2010

Respectfully submitted,

DLA PIPER LLP (US)

By: /Thomas E. Zutic/

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Thomas E. Zutic
John M. Nading
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(202) 799-4140

Attorneys for Opposer Nuplex Resins B.V.

CERTIFICATE OF SERVICE

This is to certify that a copy of the foregoing CONSENTED MOTION TO EXTEND DISCOVERY/TESTIMONY PERIODS FOR THIRTY DAYS was mailed by First Class U.S. Mail, postage prepaid, and properly addressed to Applicant as follows:

Mr. Alan Cates Setac Corporation 5905 Johnston Street, Building E Lafayette, Louisiana 70503

this 13th day of January, 2010.

/s/ Thomas E. Zutic Thomas E. Zutic Attorney for Opposer